

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

ANASTACIA AGUAYO, individually and on  
behalf of all similarly situated individuals,

Plaintiff,

v.

DRYBAR HOLDINGS LLC,

Defendant.

Case No. 20-cv-07422

Hon. Edmond E. Chang

Hon. Magistrate Susan E. Cox

**DEFENDANT DRYBAR HOLDINGS LLC'S  
MOTION TO DISMISS AND COMPEL ARBITRATION**

Defendant Drybar Holdings LLC (“Defendant”), by and through its attorneys, moves the Court pursuant to Rule 12(b)(3) of the Federal Rules of Civil Procedure for an order dismissing the Complaint filed by Plaintiff Anastacia Aguayo (“Plaintiff”) with prejudice and compelling arbitration on an individual, bilateral basis pursuant to the Federal Arbitration Act, 9 U.S.C. §§ 1-16. The basis for this motion is contained in Defendant’s Memorandum of Law in Support of Its Motion to Dismiss and Compel Arbitration.

DATED: January 29, 2021

Respectfully submitted,

DRYBAR HOLDINGS LLC

By /s/ Thomas E. Ahlering  
One of Its Attorneys

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**CERTIFICATE OF SERVICE**

I hereby certify that on January 29, 2021, I electronically filed the foregoing with the Clerk of the Court using the ECF system, which will send notification of such filing to all parties of record.

/s/ Thomas E. Ahlering